

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

Cv. 07-4550 (JAP)

SANOFI-AVENTIS U.S. LLC,
SANOFI-AVENTIS,
DEBIOPHARM, S.A.,

Plaintiffs and
Counterclaim Defendants,

v.

SANDOZ, INC.,

Defendant and
Counterclaim Plaintiff.

Civil Action No.
3:07-CV-02762-JAP-JJH

Hon. John J. Hughes, U.S.M.J.

SANOFI-AVENTIS U.S. LLC,
SANOFI-AVENTIS,
DEBIOPHARM, S.A.,

Plaintiffs and
Counterclaim Defendants,

v.

EBEWE PHARMA GES.M.B.H.
NFG.KG,

Defendant and
Counterclaim Plaintiff.

Civil Action No.
3:07-CV-03164-JAP-JJH

RECEIVED

MAY 19 2008

AT 6:00
WILLIAM J. WATERS
CLERK

SANOFI-AVENTIS U.S. LLC,
SANOFI-AVENTIS,
DEBIOPHARM, S.A.,

Plaintiffs and
Counterclaim Defendants,

v.

MAYNE PHARMA LIMITED,
MAYNE PHARMA (USA) INC.,
HOSPIRA AUSTRALIA PTY LTD.,
HOSPIRA, INC.,

Defendants and
Counterclaim Plaintiffs.

Civil Action Nos.

3:07-CV-03409-JAP-JJH

3:07-CV-04550-JAP-JJH

**REQUEST FOR INTERNATIONAL JUDICIAL ASSISTANCE
PURSUANT TO THE HAGUE CONVENTION OF 18 MARCH 1970
ON THE TAKING OF EVIDENCE IN CIVIL OR CRIMINAL MATTERS**

1. Sender

The Honorable John J. Hughes
United States Magistrate Judge
United States District Court for the
District of New Jersey
Clarkson S. Fisher Federal Building &
U.S. Courthouse
402 East State Street
Trenton, NJ 08608
USA

2. Central Authority of the
Requested State

Hessisches Ministerium der Justiz und
für Europaangelegenheiten
Luisenstrasse 13
65185 Wiesbaden
Germany

3. Person to whom the executed request is to be returned The Honorable John J. Hughes
United States Magistrate Judge
United States District Court for the
District of New Jersey
Clarkson S. Fisher Federal Building &
U.S. Courthouse
402 East State Street
Trenton, NJ 08608
USA

4. In conformity with article 3 of the Convention, the undersigned applicant has the honor to submit the following request:

- 5(a). Requesting judicial authority (article 3, a) The Honorable John J. Hughes
United States Magistrate Judge
United States District Court for the
District of New Jersey
Clarkson S. Fisher Federal Building &
U.S. Courthouse
402 East State Street
Trenton, NJ 08608
USA

- (b). To the competent authority of (article 3, a) Federal Republic of Germany

6. Names and addresses of the parties and their representatives (article 3, b)
 - a. Plaintiffs Sanofi-Aventis U.S. LLC, Sanofi-Aventis, Debiopharm, S.A.

Attorneys for Plaintiffs

William J. O'Shaughnessy, Esq.
Jonathan M.H. Short, Esq.
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03409 and 04550 Only)
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William E. Solander, Esq.
Peter D. Shapiro, Esq.
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(212) 218-2200 (fax)

b. Defendant

Sandoz, Inc.

Attorneys for Defendant

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(609) 452-1888 (fax)

Of Counsel:

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Defendant

Attorneys for Defendant

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Defendant	Mayne Pharma Limited, Mayne Pharma (USA) Inc., Hospira Australia Pty Ltd., Hospira, Inc.	
Attorneys for Defendant	Marc J. Gross, Esq. Luke J. Kealy, Esq. Michael Rankin, Esq. GREENBAUM, ROWE, SMITH & DAVIS LLP 75 Livingston Avenue, Suite 301 Roseland, NJ 07068-3701 USA (973) 535-1600 (973) 535-1698 (fax)	
	Of Counsel: Howard I. Shin, Esq. Jason S. Charkow, Esq. James F. Hurst, Esq. Gail J. Standish, Esq. Jovial Wong, Esq. WINSTON & STRAWN LLP 200 Park Avenue New York, NY 10166 USA (212) 294-6700 (212) 294-4700 (fax)	
7.	Nature and purpose of proceedings and summary of the facts (article 3, c)	See Exhibit A attached hereto.
8.	Evidence to be obtained or other judicial act to be performed (article 3, d)	Production of documents and things for inspection and copying.
9.	Identity and address of any person to be examined (article 3, e)	None.
10.	Questions to be put to the person to be examined (article 3, f)	None.

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| 11. | Documents or other property to be inspected (article 3, g) | Documents and things to be produced for inspection and copying are set forth in Exhibit B attached hereto. |
| 12. | Any requirement that the evidence be given on oath or affirmation and any special form to be used (article 3, h) | It is requested that a representative of W. C. Heraeus GmbH provide an affidavit or similar certification to authenticate the documents and things produced. |
| 13. | Special methods or procedure to be followed (articles 3, i and 9) | None. |

14. Request for notification of the time and place for the execution of the Request and identity and address of any person to be notified (article 7)

Persons to be notified:

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- | | | |
|-----|---|-------|
| 15. | Request for attendance or participation of judicial personnel of the requesting authority at the execution of the Letter of Request | None. |
| 16. | Specification of privilege or duty to refuse to give evidence under the law of the State of origin (article 11, b) | None. |

17. The fees and costs incurred which are reimbursable under the second paragraph of article 14 or article 26 of the Convention will be borne by

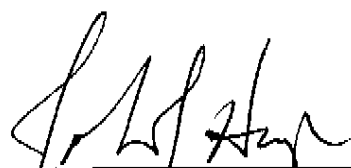
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Payment of such fees and costs by Sanofi-Aventis U.S. LLC, Sanofi-Aventis, and Debiopharm S.A. in accordance with paragraph 17 of this Letter of Request is without prejudice to Sanofi-Aventis U.S. LLC, Sanofi-Aventis, or Debiopharm S.A. making subsequent application to an appropriate court for reimbursement of such fees and costs.

18. Date of request

April 25, 2008

19. Signature and seal of the requesting authority


The Honorable John J. Hughes
United States Magistrate Judge
United States District Court for the
District of New Jersey

** no opposition having been filed*

5/19/08